

IN THE IOWA DISTRICT COURT FOR ALLAMAKEE COUNTY

BLAKE SCHOH and AMANDA SCHOH,

Plaintiffs,

v.

BEISKER BUILDERS, LLC and SETH J.
BEISKER,Defendants.

CASE NO. LACV026874

VERDICT FORM

We, the jury in the above-entitled action, find the following verdict on the questions submitted to us:

PLAINTIFFS' CLAIMS:

Question 1: Did Plaintiffs prove their breach of contract claim against Defendant Beisker Builders?

Answer: YES ____ NO X

Question 2: Did Plaintiffs prove their breach of implied warranty claim against Defendant Beisker Builders?

Answer: YES X NO ____

Question 3: Did Plaintiffs prove their consumer fraud claim against Defendants?

Answer: YES ____ NO X

Question 4: Did Plaintiffs prove their fraudulent misrepresentation claim against Defendants?

Answer: YES ____ NO X

Question 5: Did Plaintiffs prove their fraudulent nondisclosure claim against Defendants?

Answer: YES ____ NO X

If you answered “yes” to any of Questions 1, 2, 3, 4, or 5, proceed to Question No. 6. If you answered “no” to all of Questions 1, 2, 3, 4, and 5, proceed to Question No. 9.

Question 6: State the amount of damages Defendants caused to Plaintiffs.

\$ 78,946.⁰⁰

If you answered yes to Questions Nos. 3, 4, or 5, proceed to Question No. 7. If you answered no to all three of those Questions (Nos. 3, 4, and 5), proceed to Question No. 9.

Question 7: Do you find by a preponderance of clear, convincing and satisfactory evidence the conduct of Defendants constituted willful and wanton disregard for the rights or safety of another?

Answer: YES ____ NO ____

If your answer to Question No. 7 is “yes,” proceed to Question No. 8. If your answer to Question No. 7 is “No,” then go to Question No. 9.

Question 8: What amount of punitive damages, if any, do you award, for the conduct of Defendants?

\$ _____

DEFENDANT BEISKER BUILDERS' COUNTERCLAIM:

Question 9: Did Beisker Builders prove its breach of contract counterclaim against Plaintiffs?

Answer: YES X NO ____

If your answer to Question No. 9 is "yes," proceed to Question No. 10. If your answer to Question No. 9 is "no," then proceed to sign the verdict form.

Question 10: Have Plaintiffs proved their affirmative defense that Defendant Beisker Builders' breach of contract counterclaim is prohibited by Defendant Beisker Builders' prior material breach of the contract?

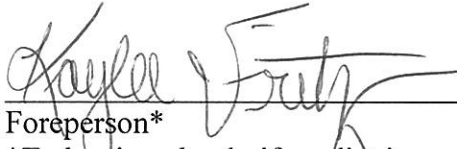
Answer: YES ____ NO X

If your answer to Question No. 10 is "yes," then proceed to sign the verdict form. If your answer to Question No. 10 is "no," proceed to Question No. 11.

Question 11: State the amount of damages Plaintiffs caused to Defendant Beisker Builders as a result of breach of contract.

\$ 25,033.60

Please sign the verdict form below.



Foreperson*
*To be signed only if verdict is unanimous

Juror**

Juror**

Juror**

Juror**

Juror**

Juror**

Juror**

**To be signed by the jurors agreeing to it after six hours or more of deliberation.